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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
S. Joseph Campanella :  
Serial No.: 09/803,988 :  
Filed: March 13, 2001 : Group Art Unit: 2662  
For: Satellite Direct Radio Broadcast System : Examiner Ajit Patel

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

WorldSpace International Network, Inc. is the owner of all right, title and interest in and to the above-identified application by virtue of an assignment document executed in connection with the parent application, Serial No. 08/569,346 filed on December 8, 1995 and recorded at the U.S. Patent and Trademark Office on July 27, 1998 at Reel 9383, Frame 0736.

The owner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent Nos. 5,835,487 and 6,249,514. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Nos. 5,835,487 and 6,249,514 are commonly owned. This agreement runs with any patent granted on the instant application and is binding on the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173 of prior U.S. Patent Nos. 5,835,487 and 6,249,514 as presently shortened by any terminal disclaimer, in the event that such prior patent later: (1) expires for failure to pay a maintenance fee; (2) is held unenforceable; (3) is found invalid by a court of competent jurisdiction; (4) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (5) has all claims cancelled by a reexamination certificate; (6) is reissued; or (7) is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record in this application. Please charge the filing fee of \$130.00 under 37 C.F.R. § 1.20(d) for this Terminal Disclaimer to Deposit Account No. 18-2220. Please charge any deficiency or credit any overpayment to Deposit Account No. 18-2220.

Respectfully submitted,

  
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Dated: 23 September 2005

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